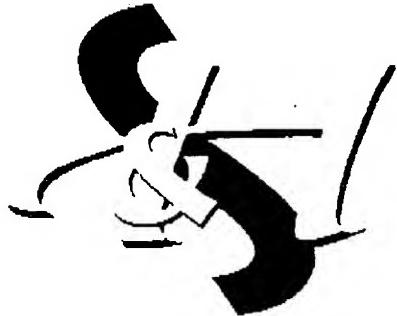


FEB 05 2007



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INTELLECTUAL PROPERTY LAW

|        |                                |  |  |         |                             |
|--------|--------------------------------|--|--|---------|-----------------------------|
| To:    | U.S. Patent & Trademark Office |  |  | From:   | Ronald E. Smith             |
| Attn:  | Amy T. Long, Art Unit: 1417    |  |  | Client: | 1372.295.PRC                |
| Fax:   | (571) 273-8300                 |  |  | Pages:  | 17 including coversheet     |
| Phone: | (571) 272-9057                 |  |  | Date:   | February 5, 2007            |
| Re:    | USSN: 10/711,226               |  |  | CC:     | University of South Florida |

Urgent       For Review       Please Comment       Please Reply       Please Recycle

Dear Examiner Benson:

In response to the office action mailed November 6, 2006, we enclose the following:

- 1) Response Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 5, 2007-(2 pages);
- 2) Amendment A with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 5, 2007 - (11 pages); and
- 3) Replacement drawings (3 pages).

Very respectfully,

Ronald E. Smith  
USPTO Reg. No. 28,761

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FEB 05 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/711,226 Confirmation No. 5225  
Applicant : Burton G. Goldstein  
Filed: 09/02/2004  
TC/A.U. : 1714  
Examiner : Amy T. Lang  
Docket No. : 1372.189.PRC  
Customer No. : 21,901  
For : Tool for Removing Intraocular Foreign Bodies

Transmitted to Central Fax at (571) 273-8300  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicants are independent inventors.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required.

---

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this Amendment A is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 1714, Attn.: Amy T. Lang, (517) 273-8300 on February 5, 2007.

Dated: February 5, 2007

April Turley  
April Turley

(Amendment Transmittal - Page 1 of 2)

FEB 05 2007

003/017

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| (Col. 1)                                       | (Col. 2)                              | (Col. 3) SMALL ENTITY |           |                      |
|--|---------------------------------------|-----------------------|-----------|----------------------|
| Claims<br>Remaining<br>After<br>Amendment      | Highest No.<br>Previously<br>Paid For | Present<br>Extra      | Rate      | Addit.<br>Fee        |
| Total 5  | Minus 20                              | = 0                   | x \$25 =  | \$0                  |
| Indep. 1                                       | Minus 3                               | = 0                   | x \$100 = | \$0                  |
| First Presentation of Multiple Dependent Claim |                                       |                       |           | + \$180 = \$0        |
|  |                                       |                       |           | Total Addit. Fee \$0 |

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
  - \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,

## SIGNATURE OF PRACTITIONER

Ronald E. Smith  
Smith & Hopen, P.A.  
Customer No. 21, 901  
180 Pine Avenue North  
Oldsmar, Florida 34677

Reg. No. 28,761  
Tel. No.: (813) 925-8505

(Amendment Transmittal - Page 2 of 2)

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FEB 05 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                 |   |                     |                  |
|-----------------|---|---------------------|------------------|
| Application No. | : | 10/711,226          | Confirmation No. |
| Applicant:      | : | Burton G. Goldstein | 5225             |
| Filed:          | : | 09/02/2004          |                  |
| TC/A.U.         | : | 1714                |                  |
| Examiner        | : | Amy T. Lang         |                  |
| Docket No.      | : | 1372.189 PRC        |                  |
| Customer No.    | : | 21901               |                  |

Faxed to Central Fax at (571) 273-8300

Mail Stop Non-Fee Amendment

Hon. Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT A

Introductory Comments

Sir:

In response to the Examiner's Action mailed 11/06/2006, having a shortened statutory period for response set to expire 02/06/2007, the above-identified patent application is amended a first time as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 3 of this paper.

**Amendments to the Drawing Figures** are attached to page 6 of this paper and include Replacement Sheets.

**Remarks** begin on page 7 of this paper.